

Ports Act, 1908

Section 21 - Improperly discharging ballast

1) No ballast or rubbish and no other thing likely to form a bank or shoal or to be detrimental to navigation, shall, without lawful excuse, be cast or thrown into any such port or into or upon any place on shore from which the same is liable to be washed into any such port, either by ordinary or high tides, or by storms or land-floods 3 (a) [a] Inserted by the Indian Ports (Amendment) Act, 1923 (39 of 1923), section 3. [and no oil or water mixed with oil shall be discharged in or into any such port. to which any rules made under clause (ee) of sub-section (1) of (section 6) apply, otherwise than in accordance with such rules]. (2) Any person who by himself or another so casts or throws any ballast or rubbish or any such other thing -3 (a) [a] Inserted by the Indian Ports (Amendment) Act, 1923 (39 of 1923), section 3. [for so discharges any oil or water mixed with oil], and the master of any vessel from which the same is so cast, 3 (b) [b] Substituted for the words 'or thrown', by the Indian Ports (Amendment) Act, 1923 (39 of 1923), section 3. [thrown or discharged], shall be punishable with fine which may extend to 3 (e) [e] Substituted for the words "five hundred rupees" by Indian Ports (Amendment) Act (23 of 1992), S.4 (12-8-1992). [five lakh rupees] and shall pay any reasonable expenses which may be incurred in removing the same. (3) If, after receiving notice from the Conservator of the Port to desist from so casting or throwing any ballst or rubbish or such other thing 3 (a) [a] Inserted by the Indian Ports (Amendment) Act, 1923 (39 of 1923), section 3. [or from so discharging any oil or water mixed with oil, any master continues so to cast 3 (c) [c] .Substituted for the words 'or throw it', by the Indian Ports (Amendment) Act, 1923 (39 of 1923), section 3. [throw or discharge the same], he shall also be liable to simple imprisonment for a term which may extend to 3 (f) [f] Substituted for the words "two months", by Indian Ports (Amendment) Act (23 of 1992), S.4 (12-8-1992). [one year and to fine which may extend to five lakh rupees]. (4) Nothing in this section applies to any case in which the ballast or rubbish or such other thing is cast or thrown into, 3 (a) [a] Inserted by the Indian Ports (Amendment) Act, 1923 (39 of 1923), section 3. [or the oil or water mixed with oil is discharged in or into], any such port with the consent in writing of the Conservator, or within any limits within which such act may be authorized by the 3 (d) [d] Substituted for the words 'Local Government' by A. O., 1937 (1-4-1937). [Government].